

1  
2  
3  
4  
5  
6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**  
8

9 PAULETTE E. GORDON,

10 Plaintiff,

11 vs.

12 GARY LOCKE, etc., *et al.*,

13 Defendants.  
14

Case No. 2:11-CV-859-KJD-RJJ

**ORDER**

15 Plaintiff has submitted an Application to Proceed in Forma Pauperis (#2) and a Civil  
16 Rights Complaint Pursuant to 42 U.S.C. § 1983. The Court finds that Plaintiff is unable to pre-pay  
17 the filing fee. Additionally, the Complaint shall be served upon Defendants.

18 IT IS THEREFORE ORDERED that Plaintiff's Application to Proceed in Forma  
19 Pauperis (#2) is **GRANTED**. Plaintiff shall not be required to pre-pay the full filing fee of three  
20 hundred fifty dollars (\$350.00).

21 IT IS FURTHER ORDERED that the movant herein is permitted to maintain this  
22 action to conclusion without the necessity of prepayment of any additional fees or costs or the  
23 giving of security therefor. This Order granting leave to proceed in forma pauperis shall not extend  
24 to the issuance of subpoenas at government expense.

25 IT IS FURTHER ORDERED that the Clerk of the Court shall file the Complaint,  
26 issue summons to the named defendants herein, and deliver same to the U.S. Marshal for service.  
27 Plaintiff shall have twenty (20) days in which to furnish to the U.S. Marshal the required Forms  
28 USM-285. Within twenty (20) days after receiving from the U.S. Marshal a copy of the Form

1 USM-285 showing whether service has been accomplished, Plaintiff must file a notice with the  
2 Court identifying which defendants were served and which were not served, if any. If Plaintiff  
3 wishes to have service again attempted on an unserved defendant(s), then a motion must be filed  
4 with the Court identifying the unserved defendant(s) and specifying a more detailed name and/or  
5 address for said defendant(s), or whether some other manner of service should be attempted.  
6 Pursuant to Rule 4(m) of the Federal Rules of Civil Procedure, service must be accomplished within  
7 one hundred twenty (120) days from the date that the Complaint was filed.

8 IT IS FURTHER ORDERED that henceforth, Plaintiff shall serve upon defendants  
9 or, if appearance has been entered by counsel, upon the attorney(s), a copy of every pleading,  
10 motion or other document submitted for consideration by the court. Plaintiff shall include with the  
11 original paper submitted for filing a certificate stating the date that a true and correct copy of the  
12 document was mailed to the defendants or counsel for the defendants. The court may disregard any  
13 paper received by a district judge or magistrate judge which has not been filed with the Clerk, and  
14 any paper received by a district judge, magistrate judge or the Clerk which fails to include a  
15 certificate of service.

16 DATED this 29<sup>th</sup> day of June, 2011.

17  
18  
19   
20 ROBERT J. JOHNSTON  
United States Magistrate Judge  
21  
22  
23  
24  
25  
26  
27  
28